

REDACTED VERSION – PUBLICLY FILED

EXHIBIT 1

REDACTED VERSION – PUBLICLY FILED

**CONTAINS CONFIDENTIAL INFORMATION
UNDER PROTECTIVE ORDER**

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

GLAXO GROUP LIMITED,

Plaintiff,

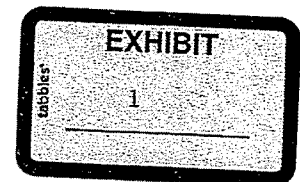
v.

TEVA PHARMACEUTICALS
USA, INC. AND
TEVA PHARMACEUTICAL
INDUSTRIES LIMITED,

Defendants.

Civil Action No. 04-171-KAJ

**BRADLEY D. ANDERSON, Ph.D.
FED. R. CIV. P. 26(a)(2) EXPERT WITNESS REPORT CONCERNING
THE ISSUE OF INFRINGEMENT OF GLAXO'S '249 PATENT**



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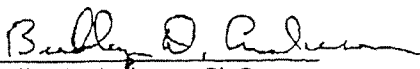
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03/16/2006 16:56 UK ASTECC 257-2489 → 912123096001P4511758H

NO. 498 0002

101. I may supplement or amend my opinions expressed in this Expert Witness Report if new or additional information is provided to me or becomes available from Teva or Teva's expert witnesses. I understand that expert reports may be provided by Teva. I reserve the right to respond to all matters raised by Teva and to testimony and opinions offered by Teva's witnesses.

Date: March 16, 2006


Bradley D. Anderson, Ph.D.

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EXHIBIT 2

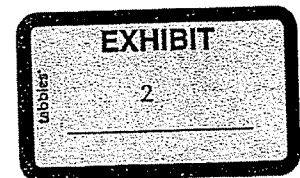
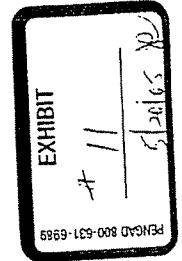
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Ranitidine Oral Solution USP, 15mg/mL

Team Leader: Angelique Masucci

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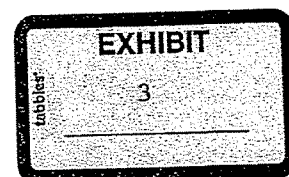
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EXHIBIT 3

REDACTED VERSION – PUBLICLY FILED

Information Package: Ranitidine HCl Syrup
Revision: April 22, 2003

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EXHIBIT 4

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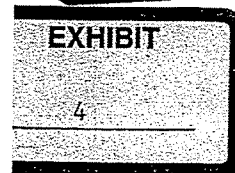
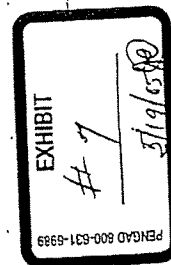
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DISCLOSURE LOGBOOK



Date Printed: Apr 08/04



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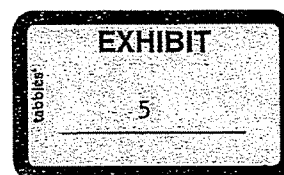
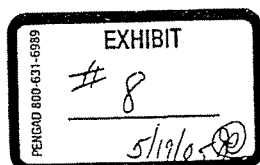
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EXHIBIT 6

REDACTED VERSION – PUBLICLY FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

-----X	
GLAXO GROUP LIMITED	:
	:
	:
Plaintiff,	:
	:
v.	:
TEVA PHARMACEUTICALS USA, INC. and	:
TEVA PHARMACEUTICAL INDUSTRIES	:
LIMITED	:
Defendants.	:
	:
-----X	

Civil Action No. 04-171-KAJ

**PLAINTIFF GLAXO GROUP LIMITED'S OBJECTIONS
AND RESPONSES TO DEFENDANTS' FIRST SET OF
REQUESTS FOR ADMISSION NOS. 1-15, 26, 27, 83-99, 101, 105 and 108-115**

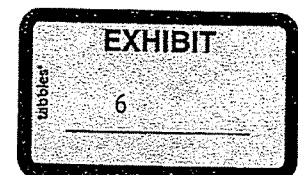
Pursuant to Rule 36 of the Federal Rules of Civil Procedure Plaintiff Glaxo Group Limited ("Glaxo") respond to Defendants', Teva Pharmaceuticals USA, Inc. and Teva Pharmaceutical Industries Ltd. (collectively "Teva"), First Set of Requests For Admission Nos. 1-15, 26, 27, 83-99, 101, 105 and 108-115.

GENERAL OBJECTIONS

1. Glaxo objects to the Requests to the extent they seek information protected from disclosure by the attorney-client privilege, the work product immunity, and/or any other applicable privilege or protection. Inadvertent production of information shall not be deemed a waiver of any privilege or immunity.

1-NY/2016300.1

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Response

Denied.

Request No. 4

Admit that propylene glycol is an alcohol.

Response

Glaxo admits that in the context of the '249 patent, propylene glycol and ethanol are both organic compounds comprising a lower aliphatic hydrocarbon group with at least one -OH group, and that propylene glycol is an equivalent alcohol to the extent both are used in a stabilizing effective amount to stabilize ranitidine, otherwise denied.

Request No. 5

Admit that propylene glycol is an aliphatic alcohol.

Response

Glaxo admits that in the context of the '249 patent, propylene glycol and ethanol are both organic compounds comprising a lower aliphatic hydrocarbon group and at least one -OH group, and that propylene glycol is an equivalent alcohol to the extent both are used in a stabilizing effective amount to stabilize ranitidine, otherwise denied.

Request No. 6

Admit that propylene glycol is a lower aliphatic alcohol.

Response

Glaxo admits that in the context of the '249 patent, propylene glycol and ethanol are both organic compounds comprising a lower aliphatic hydrocarbon group with at least one -OH group, and that propylene glycol is an equivalent alcohol to the extent both are used in a stabilizing effective amount to stabilize ranitidine, otherwise denied.

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4,567,178 during prosecution of the patent applications that issued as U.S. Patent No. 5,068,249 or that there was any reason to submit the patent for consideration by the U.S. Patent and Trademark Office, and therefore denies the request and leaves defendants to their proof.

Request No. 85

Admit the Teva's accused ranitidine formulation does not contain a "stabilizing effective amount of ethanol" as claimed in claims 1 through 10 of U.S. Patent No. 5,068,249.

Response

Denied.

Request No. 86

Admit the Teva's accused ranitidine formulation does not contain a "7% to 8% weight/volume ethanol based on the complete formulation" as claimed in claims 11 and 12 of U.S. Patent No. 5,068,249.

Response

Denied.

Request No. 87

Admit the Teva's accused ranitidine formulation does not literally infringe any claim of U.S. Patent No. 5,068,249.

Response

Glaxo admits that Teva's accused ANDA product, Ranitidine Oral Solution USP, 15 mg/ml does not literally contain "ethanol" as stated in the '249 patent claims, but Teva's accused ANDA product otherwise literally satisfies the claim elements in claims 1-12 of the '249 patent, and it satisfies the "ethanol" claim element by the equivalent substitution of a stabilizing effective amount of propylene glycol in place of the ethanol.

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Administration ("FDA") a Notice of Claimed Investigational Exemption for a New Drug for Zantac® (ranitidine hydrochloride) Syrup" (*Glaxo v. Pharmadyne*, 32 F. Supp. 2d at 277), and that Judge Davis' statement must be put in the proper context of the entire opinion and testimony, including his finding that the use of propylene glycol in Pharmadyne's ranitidine oral solution product was the functional equivalent of ethanol in Glaxo's '249 patent, that Pharmadyne infringed the '249 patent claims and that the '249 patent claims were not invalid or unenforceable. (*Id.* at 287, 293, 303 and 313).

Request No. 90

Admit that the original formulation for Zantac® syrup included a preservative system composed of three parabens: methylparaben, propylparaben and butylparaben, but it did not contain any alcohol, and that Dr. Long noticed there was a decrease in the concentration of one of the parabens as reported in *Glaxo v. Pharmadyne*, 32 F. Supp. 2d 265 at 278.

Response

Glaxo admits only those facts to which Dr. Long testified at the trial of the *Glaxo v. Pharmadyne* action (see Trial Transcript pages 277-278 and PTX 63), which Judge Davis referred to in his opinion: "that the original formulation for Zantac® syrup included a preservative system composed of three parabens: methylparaben, propylparaben and butylparaben, but it did not contain any alcohol, and that Dr. Long noticed there was a decrease in the concentration of one of the parabens" (*Glaxo v. Pharmadyne*, 32 F. Supp. 2d at 277), and that Judge Davis' statement must be put in the proper context of the entire opinion and testimony, including his finding that the use of propylene glycol in Pharmadyne's ranitidine oral solution product was the functional equivalent of ethanol in Glaxo's '249 patent, that

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Pharmadyne infringed the '249 patent claims and that the '249 patent claims were not invalid or unenforceable. (*Id.* at 287, 293, 303 and 313).

Request No. 91

Admit that Dr. Long was surprised at this decrease because there was data from a study of the formulation in sealed bottles showing there was little change in the product over a two year period as reported in *Glaxo v. Pharmadyne*, 32 F. Supp. 2d 265 at 278.

Response

Glaxo admits only those facts to which Dr. Long testified at the trial of the *Glaxo v. Pharmadyne* action (see Trial Transcript pages 280-281), which Judge Davis referred to in his opinion: "Dr. Long was surprised at this decrease because there was data from a study of the formulation in sealed bottles showing there was little change in the product over a two year period" (*Glaxo v. Pharmadyne*, 32 F. Supp. 2d at 278), and that Judge Davis' statement must be put in the proper context of the entire opinion and testimony, including his finding that the use of propylene glycol in Pharmadyne's ranitidine oral solution product was the functional equivalent of ethanol in Glaxo's '249 patent, that Pharmadyne infringed the '249 patent claims and that the '249 patent claims were not invalid or unenforceable. (*Id.* at 287, 293, 303 and 313).

Request No. 92

Admit that the degradation of the paraben concentration did not fit any known law of degradation of parabens as reported in *Glaxo v. Pharmadyne*, 32 F. Supp. 2d 265 at 278.

Response

Glaxo admits only those facts to which Dr. Long testified at the trial of the *Glaxo v. Pharmadyne* action (see Trial Transcript page 281), which Judge Davis referred to in his opinion: "the degradation of the paraben concentration did not fit any known law of degradation

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of parabens” (*Glaxo v. Pharmadyne*, 32 F. Supp. 2d at 278), and that Judge Davis’ statement must be put in the proper context of the entire opinion and testimony, including his finding that the use of propylene glycol in Pharmadyne’s ranitidine oral solution product was the functional equivalent of ethanol in Glaxo’s ‘249 patent, that Pharmadyne infringed the ‘249 patent claims and that the ‘249 patent claims were not invalid or unenforceable. (*Id.* at 287, 293, 303 and 313).

Request No. 93

Admit that Dr. Long had the product analyzed by Glaxo microbiologists who discovered that it contained a microbial named *pseudomonas cepacia* as reported in *Glaxo v. Pharmadyne*, 32 F. Supp. 2d 265 at 278.

Response

Glaxo admits only those facts to which Dr. Long testified at the trial of the *Glaxo v. Pharmadyne* action (see Trial Transcript pages 281-283 and PTX 239), which Judge Davis referred to in his opinion: “Dr. Long had the product analyzed by Glaxo microbiologists who discovered that it contained a microbial named *pseudomonas cepacia*” (*Glaxo v. Pharmadyne*, 32 F. Supp. 2d at 178), and that Judge Davis’ statement must be put in the proper context of the entire opinion and testimony, including his finding that the use of propylene glycol in Pharmadyne’s ranitidine oral solution product was the functional equivalent of ethanol in Glaxo’s ‘249 patent, that Pharmadyne infringed the ‘249 patent claims and that the ‘249 patent claims were not invalid or unenforceable. (*Id.* at 287, 293, 303 and 313).

Request No. 94

Admit that to combat the contamination problem, Dr. Long devised a strategy that included the exploration of the use of ethanol, chlorhexidine, phenoxylethanol, benzalkonium chloride, and propylene glycol as reported in *Glaxo v. Pharmadyne*, 32 F. Supp. 2d 265 at 278.

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Request No. 110

Admit that U.S. Pat. No. 4,521,431 has expired.

Response

Glaxo admits that the patent term of U.S. Patent No. 4,521,431 expired on June 4, 2002, but that Glaxo received the benefit of FDA pediatric exclusivity for Zantac® syrup until December 4, 2002.

Request No. 111

Admit the claims of U.S. Pat. No. 4,521,431 were not enforceable on or after December 9, 2003.

Response

Denied.

Request No. 112

Admit that U.S. Pat. No. 4,672,133 has expired.

Response

Glaxo admits that the term of U.S. Patent No. 4,672,133 expired on June 9, 2004.

Request No. 113

Admit the claims of U.S. Pat. No. 4,672,133 were not enforceable on or after December 9, 2003.

Response

Denied.

Request No. 114

Admit that U.S. Pat. No. 4,585,790 has expired.

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Response

Glaxo admits that the patent term of U.S. Patent No. 4,585,790 expired on May 11, 2004 but that Glaxo received the benefit of FDA pediatric exclusivity for Zantac® syrup until November 11, 2004.

Request No. 115

Admit the claims of U.S. Pat. No. 4,585,790 were not enforceable on or after December 9, 2003.

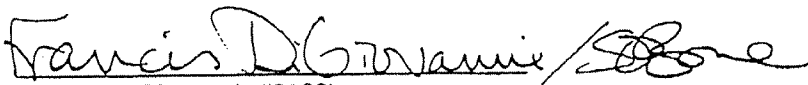
Response

Denied.

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Dated: March 20, 2005

CONNOLLY BOVE LODGE & HUTZ LLP

A handwritten signature in black ink, appearing to read "Francis DiGiovanni", followed by a stylized flourish or second signature.

Francis DiGiovanni (#3189)

The Nemours Building

1007 North Orange Street

P.O. Box 2207

Wilmington, DE 19899-2207

(302) 888-6316

Attorneys for Plaintiff Glaxo Group Limited

OF COUNSEL:

Brian P. Murphy

Thomas Puppa

Morgan Lewis & Bockius LLP

101 Park Avenue

New York, New York 10178-0060

(212) 309-6000

Attorneys for Plaintiff Glaxo Group Limited

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EXHIBIT 7

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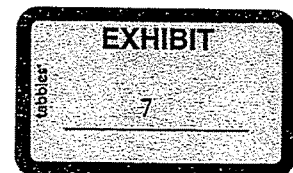
Ranitidine Oral Solution USP, 15 mg/mL Abbreviated New Drug Application

SECTION VI.4

BIOAVAILABILITY/BIOEQUIVALENCE: Formulation Comparison

This section contains:

- Statement of Composition of the TEVA Pharmaceuticals USA Product
- Percent Composition of the TEVA Pharmaceuticals USA Product
- Qualitative Formulation Comparison with Reference Listed Drug
- Functional Summary of Ingredients
- IIG Comparison



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Ranitidine Oral Solution USP, 15 mg/mL

Abbreviated New Drug Application

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Ranitidine Oral Solution USP, 15 mg/mL Abbreviated New Drug Application

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RANITIDINE ORAL SOLUTION USP, 15 mg/mL
EXCIPIENT FUNCTION

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REGULATORY AFFAIRS
DOCUMENT
AUDITED *ES*
10-30-03

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EXHIBIT 8

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1 Trial Day 1
2 Volume 2 of 2
3 November 12, 1997
4
5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE DISTRICT OF MARYLAND
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GLAXO WELLCOME INC., et al.)	
Plaintiffs)	Civil Docket No. AMD-96-455
v.)	And
PHARMADYNE CORPORATION, et al.)	Civil Docket No. AMD-96-1853
Defendants)	(Consolidated)

Baltimore, Maryland
November 12, 1997
2:00 p.m.

The above-entitled matter came on for trial before
The Honorable Andre M. Davis

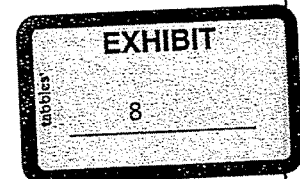
A P P E A R A N C E S

On behalf of the Plaintiffs:
Stephen Judlowe, Esquire
John Henry Lewin, Jr., Esquire
Brian P. Murphy, Esquire
Robert Gibbons, Esquire
Regina Ambery, Esquire
Jason Lief, Esquire

On behalf of the Defendants:
James Rubin, Esquire
Alan H. Bernstein, Esquire
Robert S. Silver, Esquire
John M. Seeberger, Esquire
Deborah K. Besche, Esquire

Reported by: Betty Lou Walls, RPR

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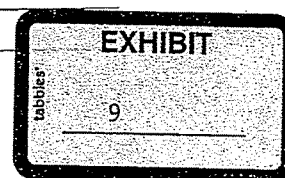
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EXHIBIT 9

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GLAXO WELLCOME INC. AND GLAXO GROUP LIMITED V. PHARMEDYNE CORPORATION
CIVIL ACTION NO. AND 96-455 HIGHLY CONFIDENTIAL UNDER PROTECTIVE ORDER

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GLAXO WELLCOME INC. AND GLAXO GROUP LIMITED v. PHARMADYNE CORPORATION
CIVIL ACTION NO. AND 96-455 HIGHLY CONFIDENTIAL UNDER PROTECTIVE ORDER

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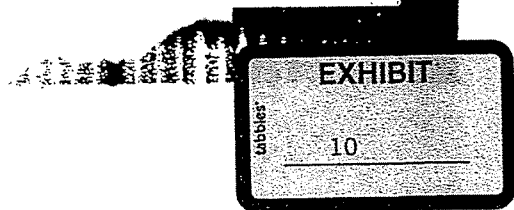
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EXHIBIT 10

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DENTAL HEALTH

Sugar-free medicines

By M. BRANDON, BPharm, MPhil, MPS, and E. B. SADLER, BSc, MPS

THERE is irrefutable evidence that chronic administration of liquid medicines sweetened with sucrose or other fermentable sugars, such as glucose or fructose, increases the incidence of dental disease in children¹. Many of these children may, because of their underlying illness, have serious problems with dental disease. It may, for example, lead to an increased number of dental extractions in children who present a poor anaesthetic risk². It has been suggested that frequency of sugar intake is more important

than the total amount ingested. Sucrose is probably the most cariogenic sugar but glucose and fructose are also highly potent. There is no evidence that the "artificial sweeteners" or sorbitol, mannitol and xylitol are cariogenic³.

Concern has been expressed by various authorities regarding the adverse effects of the regular use of sugar-sweetened paediatric medicines and a number of pharmaceutical companies has now formulated its products with sugar-free diluents. The ta-

ble below indicates those products which are sugar-free. We are grateful to the manufacturers for assistance in preparing the list and their permission for publication. If it is not possible to supply a sugar-free liquid formulation or a tablet, the pharmacist should advise the parents of children receiving "sugary" medicines to rinse the child's mouth well and to brush the child's teeth after dosing.

REFERENCES

1. *Pharmaceutical Journal*, 1981, 227, 695.
2. Roberts, I. F. and Roberts, G. J., *British Medical Journal*, 1979, 2, 14.
3. Hobson, P., *Community Dental Health*, 1985, 2, 57.

► Mr Brandon is principal pharmacist, East Anglian Regional Drug Information Service, Ipswich hospital, and Mrs Sadler is staff pharmacist, North Western Regional Drug Information Service, St Mary's hospital, Manchester

Table: Sugar-free medicines

ANALGESICS AND ANTI-INFLAMMATORIES		CARDIOVASCULAR AGENTS	
Aspirin	Aspro Clear Canadin Dorprin Junior Disprin	Amphetamine Amoxicillin and Cloxacillin Cotrimoxazole Dicyclanide Dicycloverine Nalidixic Nalmefine Nifedipine Nitroglycerin Nystatin Phenylpropanolamine	Fungilin suspension Amoxicillin Neoral suspension Sedrin dispersible tablets Lactan suspension Vibramycin suspension Nigam suspension Piracetam 1 per cent suspension Furazolidone suspension Fondocin suspension
Aspirin and Codeine	Aspirin Coda	Trimethoprim	Isral Paediatric suspension Moxifloxacin suspension Trimoxin suspension
Aspirin, Paracetamol and Codeine	Myolgin		
Benorylate Indomethacin Paracetamol	Benoral suspension Indocid suspension Paracetol Soluble		
Paracetamol and Codeine	Paracetamol Soluble Paracetol Solopaine Forte	CNS AGENTS	
Piracetam	Felbina dispersible	Bumetanide Frustrade Potassium chloride	Bumex liquid Laxin Paediatric liquid Kary-Cel L syrup
ANTACIDS			
Aluminium and Magnesium Compounds	Gelul suspension Mastix Concentrate suspension Mastix suspension Mucogel	Amitriptyline Chlorhexidine Clemastine Diazepam Droperidol	Trypsol syrup Nemine suspension Tensilol Valium syrup Droperidol liquid
Aluminium and Magnesium Compounds with Dimethicone	Andural Antacid liquid Asilone gel Asilone infant suspension Asilone suspension Dioval suspension Mastix Plus suspension Polycoral gel	Haloperidol	Halidol liquid 2mg/ml Halidol liquid 10mg/ml Serenace liquid
Aluminium and Magnesium Compounds with Alginate	Infant Gaviscon		
HYDROLYZES		RESPIRATORY AGENTS	
	Atacide Atacide Plus	Bromhexine Brompheniramine and Decongestants Ephedrine and Chlorpheniramine Oxiprinolone Oxiprinolone and Bromhexine Phenylpropanolamine and Diphenhydramine Phenylpropanolamine and Paracetamol Pholcodine	Salvodyn elixir Dinoprop elixir Dinoprop elixir paediatric Espurin decongestant Alupent syrup Alupent expectorant mixture Elixonade syrup Triogesic elixir Dia-Tuss
ANTICOAGULANTS		Pholcodine and Papaverine	Pholcodine Diabetic liquid Pholcodine Forte Diabetic Inclus Piracet-D
Carcinazepine Valproate	Tegrolol syrup Epim liquid	Pholcodine and Phenylpropanolamine Reprostatol	Pholox Bronchodil elixir Salbutol syrup Vasobol syrup
ANTIDEPRESSANTS			
Imipramine	Imipramine liquid Lomel liquid Medium suspension		
Isopropylal	Fycoptol Isopropylal		
Kaolin Liquid Paraffin and Phenylpropanolamine Loperamide Medomine Methylcellulose	Kaopex Agadol Imodium syrup Colobac liquid Cologel		
Meclofenamide	Meclofenamide syrup Meclofenamide Paediatric liquid Pyrpentin syrup		
Meclofenamide and Paracetamol Piroxicam and Dimethicone Sodium Phosphate Stearic Acid and Fructose	Paracetamol Piroxicam Lactobol Normacol Standard SF Formula		
ANTI-DEPRESSANTS		VITAMINS AND IRON SUPPLEMENTS	
Ascorbic Amoxycillin Amoxycillin and Clavulanic acid	Zovirax suspension Amoxycillin dispersible tablets Augmentin dispersible tablets Augmentin Junior suspension Augmentin Paediatric suspension	Alficaldol Folste Iron Elixir Iron Polysaccharide Complex Vitamins B and C Vitamins A, B and C Vitamins A, B, C and D	One-Absin drops Lactol syrup Syrton Nemex elixir Albex with C elixir Kosmet (supplement) liquid Vital

NOTE: It should be noted that some manufacturers have other liquid oral preparations with similar names to those listed, which are usually not sugar-free. The list is based on information supplied by manufacturers and the majority of sugar-free liquid preparations are included. Formulations may be altered from time to time; if in doubt, contact the manufacturer.

Society joins in campaign against sugar in medicines

THE Pharmaceutical Society has joined with the British Dental Association in writing to the Department of Health and other influential bodies to express concern about the presence of sugar in children's medicines.

A letter was sent on June 20, voicing concern about the "adverse effects of the long-term use of sugar-based medicines on the teeth of sick children". It says that at a joint meeting at the Pharmaceutical Society in 1981 the pharmaceutical industry was urged to produce a greater range of medicines containing non-cariogenic sweeteners for use by children. Although a small number of manufacturers has taken a lead and is now producing sugar-free medicines, "the majority" of children's medicines still contain sugar. The letter suggests that the use of sugar in children's medicines should be discontinued.

The letter was sent by the BDA on behalf of its dental health and science committee, the Pharmaceutical Society, the British Association for the Study of Community Dentistry, the British Paediatric Society, the British Paedodontic Society and the Health Education Council.

Two types of Nystan

SQUIBB says that it believes that many pharmacists and doctors are unaware of the availability of Nystan granules for suspension, a product which is sugar-free, and also free of lactose and corn starch.

The product is reconstituted with water to provide an oral suspension containing 100,000 units nystatin per ml. It is available in bottles of 24 doses, at a trade price of £1.67. The standard Nystan oral suspension does contain sugar.

THE PHARMACEUTICAL JOURNAL, JUNE 29, 1985

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MEMORANDUM

RECEIVED

11 JUL 1985

DATE: 9 July 1985

Redacted

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EXHIBIT 11

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(12) UK Patent Application (19) GB (11) 2 142 820 A

(43) Application published 30 Jan 1985

<p>(21) Application No 8412108</p> <p>(22) Date of filing 11 May 1984</p> <p>(30) Priority data (31) 8313217 (32) 13 May 1983 (33) GB</p>	<p>(51) INT CL³ A61K 31/34</p> <p>(52) Domestic classification A58 1B0 444 446 44Y 451 45Y 540 54Y 565 56Y 623 H L N U15 1316 ASE</p> <p>(56) Documents cited None</p> <p>(58) Field of search A58</p>
<p>(71) Applicant Glaxo Group Limited (United Kingdom), Clergess House, 6/12 Clergess Street, London WTY 8DH</p> <p>(72) Inventors John Malcolm Pedfield Ian Keith Winterborn</p> <p>(74) Agent and/or Address for Service Elkington and Fife, High Holborn House, 52/54 High Holborn, London WC1V 6SH</p>	

(54) Aqueous compositions of ranitidine

(57) Aqueous formulations of ranitidine have been found to have enhanced shelf life provided that they are formulated with a pH in the range 6.5–7.5. Suitable aqueous formulations include injections for intravenous and intramuscular administration, continuous infusions and oral preparations such as syrups.



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SPECIFICATION

Pharmaceutical compositions

- 5 The present invention relates to a pharmaceutical composition containing as active ingredient the histamine H_2 antagonist ranitidine.
- Ranitidine [N-[2-[[[5-(dimethylamino)methyl-2-furanyl]methyl]thio]ethyl]-N'-methyl-2-nitro-1,1-ethene-diamine] and its physiologically acceptable salts are described in British Patent Specification No. 1585988. In that specification there is reference to liquid formulations for oral and
- 10 perenteral administrations and there is a description of an aqueous based formulation for intravenous administration and another of an oral syrup. Both of these formulations contain sufficient hydrochloric acid to achieve a pH of 5.0. In addition injection formulations are described by Padfield et al (The Chemical Use of Ranitidine, Medicine Publishing Foundation Symposium Series 5, Oxford:Medicine Publishing Formulation 1982 pp 18-22) in the form of
- 15 a simple aqueous solution of ranitidine hydrochloride at its natural pH, i.e. about 5.5. Whilst such formulations containing ranitidine and/or its physiologically acceptable salts are therapeutically effective they suffer from the disadvantage of having a relatively short shelf life due to the breakdown of the ranitidine.
- We have now surprisingly found that the shelf life of aqueous based formulations containing
- 20 ranitidine and/or one or more of its physiologically acceptable salts may be significantly enhanced if the pH of the formulation is adjusted within the range of 6.5-7.5.
- Thus the present invention provides a pharmaceutical composition which is an aqueous formulation of ranitidine and/or one or more physiologically acceptable salt thereof, having a pH within the range of 6.5-7.5. The aqueous formulation is prepared using ingredients of a purity
- 25 such that it is suitable for administration to patients.
- The aqueous based ranitidine formulations according to the invention are particularly stable when compared with formulations at a lower pH. Thus for example, in the case of a 25 mg/ml ranitidine hydrochloride injection solution buffered to the appropriate pH with phosphate salts and subjected to storage at 20°C, the rate of breakdown of the ranitidine is about ten times
- 30 faster for a solution buffered to pH 5.5 than for a solution buffered to pH 7.0.
- Conveniently the pH of the formulation according to the invention is adjusted on manufacture within the range 6.5-7.5 by means of the use of suitable buffer salts, for example, potassium dihydrogen orthophosphate and disodium hydrogen orthophosphate or citric acid and disodium
- 35 hydrogen orthophosphate.
- Preferred formulations according to the invention are those wherein the pH is within the range 6.7 to 7.3, for example 6.8 to 7.1.
- A preferred embodiment of the invention is an aqueous formulation for perenteral administration. Such a formulation may comprise water suitable for injections in which is dissolved
- 40 ranitidine and/or one or more of its physiologically acceptable salts and suitable buffer salts.
- Preferably the solution is adjusted to tonicity by the addition of the appropriate conventional excipients e.g. sodium chloride. Optionally the composition may also contain an antimicrobial preservative, for example phenol.
- The concentration of ranitidine in formulations suitable for injection, e.g. intravenous or
- 45 intramuscular injection is conveniently within the range 10-100 mg/ml, for example 25 mg/ml, expressed as free base. If desired, the solution may be diluted prior to use with, for example, an isotonic saline solution or a dextrose solution. Solutions suitable for continuous infusion may have a concentration of ranitidine of 0.1-2.0 mg/ml, preferably 0.5-1.0 mg/ml, expressed as free base. The solutions for continuous infusion may be presented in this form, for
- 50 example in packs of 50-100 ml, or may be presented in a more concentrated form, i.e. 10-100 mg/ml, e.g. 25 mg/ml, for subsequent dilution before use, with, for example, an isotonic saline solution or a dextrose solution.
- The aqueous formulations for perenteral administration are conveniently prepared by dissolving ranitidine and/or one or more of its physiologically acceptable salts and the excipients in
- 55 water suitable for injections. The solution, which conveniently is sparged with an inert gas such as nitrogen, is sterilized preferably by filtration and then aseptically packed into suitable containers, e.g. ampoules, vials or containers for infusion, under an atmosphere of nitrogen.
- Alternatively the formulation may be terminally sterilized, for example by heating.
- A further preferred embodiment of the invention is an aqueous formulation for oral
- 60 administration. Such a formulation may comprise ranitidine and/or one or more of its physiologically acceptable salts dissolved in water, together with buffer salts, a preservative and a viscosity enhancing agent. Optionally the composition may also contain other conventional
- excipients such as a sweetener, a flavour and/or flavouring aids.
- Suitable buffer salts for the oral formulation include potassium dihydrogen orthophosphate and disodium hydrogen orthophosphate or citric acid and disodium hydrogen orthophosphate.
- 65 Examples of suitable viscosity enhancing agents include Xanthan gum, sorbitol, glycerol,

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sucrose or a cellulose derivative such as carboxymethyl cellulose or an ether thereof such as an alkyl and/or a hydroxyalkyl ether of cellulose as for example hydroxypropyl methyl-cellulose. Suitable preservatives include the alkyl hydroxybenzoates, such as methyl, ethyl, propyl and/or butyl hydroxybenzoates.

5 Suitable sweeteners include saccharin sodium, sodium cyclamate, sorbitol and sucrose. The concentration of ranitidine in the oral formulation, expressed as free base is conveniently within the range of 20-400 mg per 10 ml, for example 20-200 mg per 10 ml, more particularly 150 mg per 10 ml dose.

10 The aqueous formulations for oral administration are conveniently prepared by adding an aqueous solution of ranitidine and/or one or more of its salts together with the other excipients to an aqueous solution or dispersion of the viscosity enhancing agent. The aqueous formulations according to the invention are preferably prepared using ranitidine in the form of its hydrochloride salt.

15 Illustrative examples of formulations according to the invention are as follows. In these examples the relative proportions of ranitidine hydrochloride and buffer salts are such that each formulation has a pH of approximately 7.

Ranitidine Injection for Intravenous administration

20 (25 mg/ml)

Example 1

	mg/ml	
Ranitidine hydrochloride	28	20
25 Potassium dihydrogen orthophosphate	0.96	25
Disodium hydrogen orthophosphate, anhydrous	2.4	
30 Phenol BP	5	30
Water Suitable for Injections BP to	1 ml	

35 Ranitidine hydrochloride, the buffer salts and the phenol were dissolved in Water for Injection. The solution was sparged with nitrogen, sterilised by filtration and then aseptically packed into vials under an atmosphere of nitrogen and sealed with a suitable closure.

Example 2

	mg/ml	
40 Ranitidine hydrochloride	28	40
Potassium dihydrogen orthophosphate	0.96	
45 Disodium hydrogen orthophosphate, anhydrous	2.4	45
Sodium chloride BP	1.6	
50 Water Suitable for Injections BP to	1 ml	50

55 An aqueous solution of the ranitidine hydrochloride, the buffer salts and sodium chloride was prepared using Water for Injection. The solution was sparged with nitrogen, sterilised by filtration and then aseptically packed into ampoules under an atmosphere of nitrogen.

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Ranitidine oral liquid formulation (150 mg/10 ml)Example 3

	% w/v	
5 Ranitidine hydrochloride	1.68	5
Hydroxypropyl methylcellulose	q.s.	
Parabens (preservative)	q.s.	
10 Potassium dihydrogen orthophosphate	0.095	10
Disodium hydrogen orthophosphate, anhydrous	0.350	
15 Sweetening agent(s)	q.s.	
Flavour	q.s.	15
Purified Water BP to	100 ml	

20 A solution of the ranitidine hydrochloride together with the other excipients, except hydroxypropyl methylcellulose, in purified water was added with mixing to a dispersion of the hydroxypropyl methylcellulose in purified water.

Ranitidine formulations for intravenous infusion.

	<u>Example 4</u>	<u>Example 5</u>	
	For a 50 ml	For a 100 ml	
30	Infusion	Infusion	
	mg/ml	mg/ml	30
Ranitidine hydrochloride	1.12	0.56	
35 Citric acid BP	0.3	0.3	35
Disodium hydrogen orthophosphate, anhydrous	1.8	1.8	
40 Sodium chloride BP	4.5	4.5	40
Water Suitable for			
Injectons BP	to 50.0 ml	to 100.0 ml	

45 An aqueous solution of the ranitidine hydrochloride, the buffer salts and the sodium chloride is prepared using Water for Injections. The solution is sparged with nitrogen, filled into containers suitable for administering the solution by intravenous infusion, and sterilised by autoclaving.

CLAIMS

- 50 1. A pharmaceutical composition which is an aqueous formulation of ranitidine and/or one or more physiologically acceptable salts thereof, the formulation having a pH within the range 6.5-7.5.
2. A pharmaceutical composition as claimed in claim 1 having a pH in the range 6.7 to 7.3.
3. A pharmaceutical composition as claimed in claim 1 having a pH in the range 6.8 to 7.1.
- 55 4. A pharmaceutical composition as claimed in any of claims 1 to 3 in which the pH is adjusted by means of suitable buffer salts.
5. A pharmaceutical composition as claimed in claim 4 in which the buffer salts are potassium dihydrogen orthophosphate and disodium hydrogen orthophosphate or citric acid and disodium hydrogen orthophosphate.
- 60 6. A pharmaceutical composition as claimed in any of claims 1 to 5 in a form suitable for parenteral administration.
7. A pharmaceutical composition as claimed in claim 6 in a form suitable for injection and containing 10 to 100 mg/ml ranitidine, expressed as free base.
8. A pharmaceutical composition as claimed in claim 6 in a form suitable for continuous
- 65 infusion and containing 0.1-2.0 mg/ml ranitidine, expressed as free base.

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9. A pharmaceutical composition as claimed in any of claims 1 to 5 in a form suitable for oral administration.
10. A pharmaceutical composition as claimed in claim 9 containing 20-400 mg per 10 ml dose.
- 5 11. A pharmaceutical composition as claimed in any of claims 1 to 10, containing ranitidine in the form of its hydrochloride salt.
12. A process for the production of a pharmaceutical composition as claimed in any of claims 1 to 11 which comprises processing the various components to provide an aqueous formulation suitable for administration to patients.
- 10 13. A process as claimed in claim 12 for the production of a composition suitable for parenteral administration, which comprises dissolving ranitidine and/or one or more physiologically acceptable salts thereof and the remaining constituents in water suitable for injection, followed by sterilisation.
- 15 14. A process as claimed in claim 12 for the production of a composition suitable for oral administration which comprises adding an aqueous solution of ranitidine and/or one or more physiologically acceptable salts thereof to an aqueous solution or dispersion of a viscosity enhancing agent.

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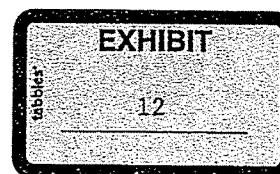
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EXHIBIT 12

REDACTED VERSION – PUBLICLY FILED

Subject: EFFECT OF ETHANOL ON THE STABILITY OF RANITIDINE SYRUP

Redacted



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Table 1. The effect of ethanol on the stability of Penicillin Synergy
(UK ingredients, glass bottles)

Redacted

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Table 2 The effect of ethanol on the stability of Rinitidine Syrup
(USA ingredients, glass bottles)

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Table 3. The effect of ethanol concentration* on the stability of
Racitidine Syrup

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Table 4 The effect of ethanol on the stability of Penicillin Solutions
(PH 7)

Redacted

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EFFECT OF ETHANOL CONCENTRATION ON THE
STABILITY OF RANITIDINE SYRUP

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EFFECT OF ETHANOL ON THE STABILITY OF
OF RANITIDINE SYRUP (UK INGREDIENTS)

Redacted

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EFFECT OF ALCOHOL ON THE STABILITY OF
RANITIDINE SYRUP (USA INGREDIENTS)

Redacted

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EFFECT OF INCLUDING ETHANOL ON THE
STABILITY OF RANITIDINE SOLUTIONS.

Redacted

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EXHIBIT 13

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**CONTAINS CONFIDENTIAL INFORMATION
UNDER PROTECTIVE ORDER**

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

GLAXO GROUP LIMITED,

Plaintiff,

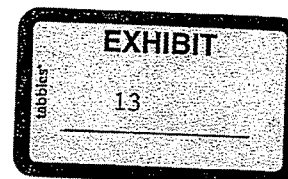
v.

TEVA PHARMACEUTICALS
USA, INC. AND
TEVA PHARMACEUTICAL
INDUSTRIES LIMITED,

Defendants.

Civil Action No. 04-171-KAJ

BRADLEY D. ANDERSON, Ph.D.
FED. R. CIV. P. 26(a)(2) REBUTTAL EXPERT WITNESS REPORT



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A064

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75. I may supplement or amend my opinions expressed in this Expert Witness Report if new or additional information is provided to me or becomes available from Teva or Teva's expert witnesses. I reserve the right to respond to all matters raised by Teva and to testimony and opinions offered by Teva's witnesses.

Date: April 24th 2006


Bradley D. Anderson, Ph.D.

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EXHIBIT 14

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COPY

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IN THE UNITED STATES DISTRICT COURT

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FOR THE DISTRICT OF DELAWARE

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GLAXO GROUP LIMITED,

6

Plaintiff,

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- against -

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TEVA PHARMACEUTICALS USA, INC.,

9

and TEVA PHARMACEUTICAL INDUSTRIES

10

LIMITED,

11

Defendants.

12

Civil Action No. 04-171

13

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101 Park Avenue

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New York, New York

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June 8, 2006

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9:05 a.m.

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Videotaped Deposition of Expert Witness,

19

BRADLEY ANDERSON, Ph.D, taken pursuant to Agreement

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before Rita Persichetty, a Notary Public of the

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State of New York.

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EXHIBIT

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